

AO 240 (Rev. 10/03)
DELAWARE (Rev. 4/05)

UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

RECEIVED-D.C.C.

APR 25 2007

DAVID R. RUSH

Plaintiff

V.

CORRECTIONAL MEDICAL SERVICES, Inc,
et al Defendant(s)

SUPPORT SERVICES MANAGER

APPLICATION TO PROCEED
WITHOUT PREPAYMENT OF
FEES AND AFFIDAVIT

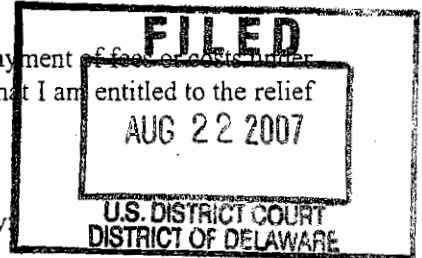
CASE NUMBER:

07-514-

I, David Rush declare that I am the (check appropriate box)

- ☐ Petitioner ☒ Plaintiff ☐ Movant ☐ Other

in the above-entitled proceeding; that in support of my request to proceed without prepayment of fees or costs under 28 USC §1915, I declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief sought in the complaint/petition/motion.



In support of this application, I answer the following questions under penalty of perjury

1. Are you currently incarcerated? ☒ Yes ☐ No (If "No" go to Question 2)

If "YES" state the place of your incarceration Delaware Correctional Center

Inmate Identification Number (Required): 00173418

Are you employed at the institution? Yes Do you receive any payment from the institution? Yes

Attach a ledger sheet from the institution of your incarceration showing at least the past six months' transactions SEE Attached.

2. Are you currently employed? ☒ Yes ☐ No

- a. If the answer is "YES" state the amount of your take-home salary or wages and pay period and give the name and address of your employer. Prison Industries (see above)
- b. If the answer is "NO" state the date of your last employment, the amount of your take-home salary or wages and pay period and the name and address of your last employer.

3. In the past 12 twelve months have you received any money from any of the following sources?

- | | | |
|---|--------------------------------------|-------------------------------------|
| a. Business, profession or other self-employment | <input type="radio"/> Yes | <input checked="" type="radio"/> No |
| b. Rent payments, interest or dividends | <input type="radio"/> Yes | <input checked="" type="radio"/> No |
| c. Pensions, annuities or life insurance payments | <input type="radio"/> Yes | <input checked="" type="radio"/> No |
| d. Disability or workers compensation payments | <input type="radio"/> Yes | <input checked="" type="radio"/> No |
| e. Gifts or inheritances | <input type="radio"/> Yes | <input checked="" type="radio"/> No |
| f. Any other sources | <input checked="" type="radio"/> Yes | <input type="radio"/> No |

If the answer to any of the above is "YES" describe each source of money and state the amount received AND what you expect you will continue to receive.

Semiannual money gift from parents that averages about one hundred dollars, but I cannot say whether it will continue or not.

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4. Do you have any cash or checking or savings accounts?

☒ Yes ☐ No

If "Yes" state the total amount \$ 213.00

5. Do you own any real estate, stocks, bonds, securities, other financial instruments, automobiles or other valuable property?

☐ Yes ☒ No

If "Yes" describe the property and state its value.

6. List the persons who are dependent on you for support, state your relationship to each person and indicate how much you contribute to their support, *OR* state *NONE* if applicable.

NONE

I declare under penalty of perjury that the above information is true and correct.

4-15-2007

DATE

David R Rush

SIGNATURE OF APPLICANT

NOTE TO PRISONER: A Prisoner seeking to proceed without prepayment of fees shall submit an affidavit stating all assets. In addition, a prisoner must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

DELAWARE CORRECTIONAL CENTER
SUPPORT SERVICES OFFICE
MEMORANDUM

TO: David Rush SBI#: 173418

FROM: Stacy Shane, Support Services Secretary

RE: 6 Months Account Statement

DATE: April 25, 2007

Attached are copies of your inmate account statement for the months of October 1, 2006 to March 31, 2007.

The following indicates the average daily balances.

<u>MONTH</u>	<u>AVERAGE DAILY BALANCE</u>
<u>Oct</u>	<u>84.42</u>
<u>Nov</u>	<u>127.14</u>
<u>Dec</u>	<u>290.91</u>
<u>Jan</u>	<u>121.25</u>
<u>Feb</u>	<u>79.22</u>
<u>March</u>	<u>90.91</u>

Average daily balances/6 months: 132.31

Attachments

CC: File

Stacy Shane
4/25/07

Janette L. Harp
4/26/07

Date Printed: 4/25/2007

Individual Statement

From October 2006 to December 2006

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SBI	Last Name	First Name	MI	Suffix	Beginning Month Balance:	Ending Month Balance:
00173418	RUSH	David			\$5.31	\$66.34
Current Location: W1		Comments:				

Trans Type	Date	Deposit or Withdrawal Amount	Medical Hold	Non-Medical Hold	Balance	Trans #	MO# / Ck#	Pay To	Source Name
Misc Wage	10/2/2006	\$170.14	\$0.00	\$0.00	\$175.45	326287		PI 8/24-9/23/06	
Mail	10/2/2006	\$100.00	\$0.00	\$0.00	\$275.45	326970	93056856894		E. RUSH
Canteen	10/4/2006	(\$24.33)	\$0.00	\$0.00	\$251.12	328283			
Pay-To	10/5/2006	(\$100.00)	\$0.00	\$0.00	\$151.12	328946		DAVID RUSH	
Pay-To	10/6/2006	(\$8.00)	\$0.00	\$0.00	\$143.12	329077		MASJID MUHAMMAD	
Canteen	10/11/2006	(\$26.97)	\$0.00	\$0.00	\$116.15	331122			
Pay-To	10/12/2006	(\$50.00)	\$0.00	\$0.00	\$66.15	331908		DAVID RUSH	
Canteen	10/18/2006	(\$25.68)	\$0.00	\$0.00	\$40.47	333572			
Canteen	10/25/2006	(\$19.54)	\$0.00	\$0.00	\$20.93	337835			
Misc Wage	11/1/2006	\$144.98	\$0.00	\$0.00	\$165.91	339085	92892911613	PI 9/24-10/23/06	E. RUSH
Mail	11/1/2006	\$100.00	\$0.00	\$0.00	\$265.91	339743			
Canteen	11/1/2006	(\$31.06)	\$0.00	\$0.00	\$234.85	340989			
Pay-To	11/2/2006	(\$80.00)	\$0.00	\$0.00	\$154.85	341738		DAVID R RUSH	
Canteen	11/8/2006	(\$25.64)	\$0.00	\$0.00	\$129.21	344212			
Canteen	11/15/2006	(\$20.86)	\$0.00	\$0.00	\$108.35	346281			
Pay-To	11/16/2006	(\$50.00)	\$0.00	\$0.00	\$58.35	347402		DAVID RUSH	
Canteen	11/22/2006	(\$20.46)	\$0.00	\$0.00	\$37.89	349608			
Canteen	11/29/2006	(\$19.01)	\$0.00	\$0.00	\$18.88	351274	92892914965		
Mail	11/29/2006	\$500.00	\$0.00	\$0.00	\$518.88	351582			
Pay-To	11/30/2006	(\$15.00)	\$0.00	\$0.00	\$503.88	352012		DAVID RUSH	E RUSH
Misc Wage	12/1/2006	\$165.34	\$0.00	\$0.00	\$669.22	352616		PI 10/24-11/23/06	
Pay-To	12/1/2006	(\$65.00)	\$0.00	\$0.00	\$604.22	353108		DAVID RUSH	
Canteen	12/6/2006	(\$71.50)	\$0.00	\$0.00	\$532.72	354854			
Pay-To	12/7/2006	(\$100.00)	\$0.00	\$0.00	\$432.72	355851		DAVIS RUSH	
Canteen	12/13/2006	(\$17.75)	\$0.00	\$0.00	\$414.97	358621			
Pay-To	12/14/2006	(\$100.00)	\$0.00	\$0.00	\$314.97	359705		DAVID RUSH	
Pay-To	12/14/2006	(\$100.00)	\$0.00	\$0.00	\$214.97	359766		DAVID RUSH	
Canteen	12/20/2006	(\$12.19)	\$0.00	\$0.00	\$202.78	361822			
Pay-To	12/21/2006	(\$100.00)	\$0.00	\$0.00	\$102.78	362571		DAVID RUSH	
Canteen	12/27/2006	(\$30.44)	\$0.00	\$0.00	\$72.34	364524			

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Individual Statement From October 2006 to December 2006

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Pay-To	12/29/2006	(\$6.00)	\$0.00	\$0.00	\$66.34	365662	MASJID MUHAMMAD
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Ending Month Balance:	\$66.34
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Total Amount Currently on Medical Hold: \$0.00

Total Amount Currently on Non-Medical Hold: \$0.00

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Individual Statement

From January 2007 to March 2007

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SBI	Last Name	First Name	MI	Suffix	Beginning Month Balance:	Ending Month Balance:
00173418	RUSH	David			\$66.34	\$3.69
Current Location: W1		Comments:				

Trans Type	Date	Deposit or Withdrawal Amount	Medical Hold	Non-Medical Hold	Balance	Trans #	MO# / CK#	Pay To	Source Name
Misc Wage	1/2/2007	\$128.28	\$0.00	\$0.00	\$194.62	365962		PI 11/24-12/23/2006	
Canteen	1/3/2007	(\$21.23)	\$0.00	\$0.00	\$173.39	367785			
Canteen	1/10/2007	(\$20.93)	\$0.00	\$0.00	\$152.46	370777			
Pay-To	1/16/2007	(\$75.00)	\$0.00	\$0.00	\$77.46	372469		DAVID R RUSH	
Canteen	1/17/2007	(\$38.19)	\$0.00	\$0.00	\$39.27	374130			
Canteen	1/24/2007	(\$19.10)	\$0.00	\$0.00	\$20.17	376360			
Mail	1/26/2007	\$147.00	\$0.00	\$0.00	\$167.17	377838	93076008344		E RUSH
Canteen	1/30/2007	(\$13.20)	\$0.00	\$0.00	\$153.97	379811			
Misc Wage	2/1/2007	\$166.44	\$0.00	\$0.00	\$320.41	381263		PI 12/24/06-1/23/07	
Pay-To	2/1/2007	(\$100.00)	\$0.00	\$0.00	\$220.41	381708		DAVID RUSH	
Pay-To	2/2/2007	(\$50.00)	\$0.00	\$0.00	\$170.41	381837		DAVID R RUSH	
Pay-To	2/2/2007	(\$2.00)	\$0.00	\$0.00	\$168.41	381924		MASJID MUHAMMAD	
Canteen	2/7/2007	(\$61.02)	\$0.00	\$0.00	\$107.39	383682			
Pay-To	2/8/2007	(\$40.00)	\$0.00	\$0.00	\$67.39	384720		DAVID R RUSH	
Canteen	2/14/2007	(\$13.89)	\$0.00	\$0.00	\$53.50	386983			
Pay-To	2/15/2007	(\$8.00)	\$0.00	\$0.00	\$45.50	388079		MASJID MUHAMMAD	
Canteen	2/21/2007	(\$14.48)	\$0.00	\$0.00	\$31.02	390699			
Mail	2/28/2007	\$100.00	\$0.00	\$0.00	\$131.02	393963	93076012980		E RUSH
Canteen	2/28/2007	(\$30.59)	\$0.00	\$0.00	\$100.43	394185			
Misc Wage	3/1/2007	\$150.60	\$0.00	\$0.00	\$251.03	394486		PI 1/24-2/23/07	
Pay-To	3/1/2007	(\$100.00)	\$0.00	\$0.00	\$151.03	395234		DAVID RUSH	
Canteen	3/7/2007	(\$24.03)	\$0.00	\$0.00	\$127.00	397666			
Canteen	3/14/2007	(\$23.81)	\$0.00	\$0.00	\$103.19	400411			
Canteen	3/21/2007	(\$33.75)	\$0.00	\$0.00	\$69.44	403220		DAVID R RUSH	
Pay-To	3/22/2007	(\$50.00)	\$0.00	\$0.00	\$19.44	404908			
Canteen	3/28/2007	(\$15.75)	\$0.00	\$0.00	\$3.69	406775			
Mail	3/28/2007	\$100.00	\$0.00	\$0.00	\$103.69	406973	93076504773		E RUSH
Pay-To	3/29/2007	(\$100.00)	\$0.00	\$0.00	\$3.69	407629		DAVID RUSH	

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Individual Statement From January 2007 to March 2007

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Ending Month Balance:	\$3.69
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Total Amount Currently on Medical Hold: \$0.00

Total Amount Currently on Non-Medical Hold: \$0.00